

SUPREME COURT OF THE STATE OF NEW YORK
 COUNTY OF NEW YORK
 COMMERCIAL DIVISION

Application of	x	ORIGINAL
THE MAMMA MIA! USA TOUR 2	:	
LIMITED PARTNERSHIP, a New York	:	
Limited Partnership,	:	Hon. Charles E. Ramos, Justice
Petitioner,	:	Index No. 602624/06
Pursuant to NY CPLR § 7503 and	:	
The United States Arbitration Act, 9 U.S.C. § 1 <u>et seq.</u>	:	AFFIRMATION OF SERVICE
For An Order and Judgment Compelling Respondents	:	OF ORDER TO SHOW CAUSE
To Arbitrate and Enjoining Respondents From	:	<u>ET AL.</u>
Pursuing A Civil Action,	:	
-against-	:	
THEATRICAL ARTS INTERNATIONAL, INC. and	:	
THEATRICAL ARTS INTERNATIONAL	:	
FOUNDATION, California corporations,	:	
Respondents.	:	

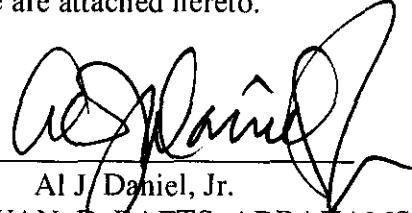
AL J. DANIEL, JR., an attorney duly admitted to practice in the courts of New York, declares, pursuant to CPLR § 2106, that, on August 4, 2006, pursuant to the Order to Show Cause issued by this Court on August 4, 2006, I served true copies of the foregoing Order to Show Cause; Petitioner's Verified Petition to Compel Arbitration & Enjoin Respondents from Litigation with exhibits 1-7; Memorandum of Law in Support of the Petition; and Emergency Affirmation of Al J. Daniel, Jr., Esq., upon counsel for respondents by electronic mail in two separate messages, with PDF files of the documents served attached thereto, addressed to:

John G. Burgee, Esq.
 Burgee & Abramoff, Esq.
 20501 Ventura Blvd., Suite 262
 Woodland Hills, CA 91364

at his email address jburgee@calcorps.com, and sent a message by facsimile to Mr. Burgee at 818-264-7576, notifying him that the two email messages, with the PDF documents attached,

had been sent to him, and advising him of the hearing scheduled by the Order to Show Cause and of the date and time for any opposing papers.

True copies of the foregoing email messages, facsimile message sent to counsel for Respondents, and the facsimile confirmation page are attached hereto.



Al J. Daniel, Jr.
COWAN, DeBAETS, ABRAHAMS
& SHEPPARD LLP
41 Madison Avenue, 34th Floor
New York, New York 10010
(212) 974-7474
Fax: (212) 974-8474
Email: adaniel@cdas.com
Attorneys for Petitioner

Date: Fri, 4 Aug 2006 14:04:30 -0400 [08/04/2006 14:04:30 EDT]

From: "Al J. Daniel, Jr." <adaniel@cdas.com>

To: jburgee@calcorps.com

Subject: Mamma Mia v. Theatrical Arts Int'l, S.Ct. NY County

 1 unnamed [text/plain] 1.34 KB

John G. Burgee, Esq.
Burgee & Abramoff, Esq.
20501 Ventura Blvd., Suite 262
Woodland Hills, CA 91364

Mamma Mia! USA Tour 2 LP v. Theatrical Arts et al.,
Index No. 602724/06 (S. Ct. N.Y. Co.)

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The last document, Emergency Affirmation, is being sent as an attached to a second email because of file limitations of our email service.

Pursuant to the Order to Show Cause, Respondents are to serve me with any opposing papers by 5:00 p.m. on August 9, 2006, and oral argument is scheduled before Judge Ramos in the Commercial Division of the Supreme Court of the State of New York, New York County, at 9:30 a.m., August 10, 2006, at 60 Centre Street, New York, New York.

Sincerely yours,

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Alternate Email: ajdnyc@mac.com

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-  4 Exhibit 1.pdf [application/pdf] 1,033 KB
-  5 Exhibit 2.pdf [application/pdf] 1,086 KB
-  6 Exhibit 3.pdf [application/pdf] 41 KB
-  7 Exhibit 4.pdf [application/pdf] 1,121 KB
-  8 Exhibit 5.pdf [application/pdf] 641 KB
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-  10 Exhibit 7.pdf [application/pdf] 300 KB
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Date: Fri, 4 Aug 2006 14:07:12 -0400 [08/04/2006 14:07:12 EDT]

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To: jburgee@calcorps.com

Subject: Mamma Mia v. Theatrical Arts Int'l, S.Ct. NY County

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ATTORNEYS AT LAW

41 MADISON AVENUE, NEW YORK, NEW YORK 10010
TEL: 212-974-7474 FAX: 212-974-8474**Facsimile Transmission Cover Sheet**

TO:

John G. Burgee, Esq.

FROM:

Al J. Daniel, Jr., Esq.
adaniel@cdas.com

FAX NUMBER:

818-264-7576

DATE:

8/4/06

COMPANY:

Burgee & Abramoff, P.C.

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CC:

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Theatrical Arts, Index No. 602724/06
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URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

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These documents were sent by email, rather than fax, at the request of your receptionist Judy, due to the voluminous exhibits. Please contact me if you have any problems with any of the PDF files attached to the emails sent to you.

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Sincerely yours,

Al J. Daniel, Jr.

CONFIDENTIALITY NOTICE

This message is intended only for the use of the individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

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